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PATENT  
HMD2000-1-CIPA

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Thomas N. Giaccherini, et al.

Examiner:

Serial No.: 09/688,997

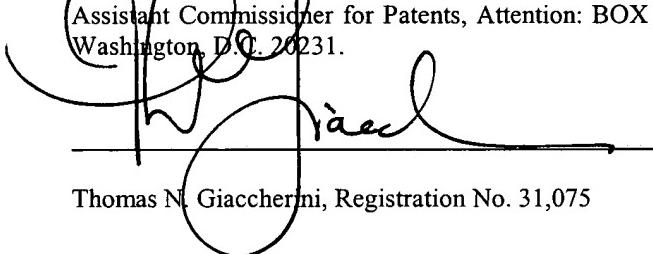
Group Art Unit: 2132

Title: **Method for Utilizing  
Excess Communications Capacity**

Filed: 16 October 2000

### CERTIFICATE OF MAILING UNDER 37 C.F.R. SECTION 1.8

The undersigned hereby certifies that this document is being deposited with the United States Postal Service in accordance with the provisions of 37 CFR Section 1.8 on the date indicated below and is addressed to The Assistant Commissioner for Patents, Attention: BOX MISSING PARTS, Washington, D.C. 20231.

  
Date 28 Feb 2001.

Thomas N. Giaccherini, Registration No. 31,075

### TRANSMITTAL LETTER SUBMISSION OF MISSING PARTS OF PATENT APPLICATION

The Assistant Commissioner for Patents  
Attention: BOX MISSING PARTS  
Washington, D.C. 20231

Sir:

The Applicants submit this Letter in response to the Patent Office Notice to File Missing Parts of Application-- Filing Date Granted (PTO-1533) dated 28 November 2000. The Notice provided a two month period for response, which will expire on Monday, 28 January 2001. This Letter is accompanied by a Petition for a One Month Extension of Time, which will extend the period for response until 28 February 2001.

Submission of Missing Parts of Application  
for U.S.S.N. 09/688,997  
Docket No. HMD2000-1-CIPA

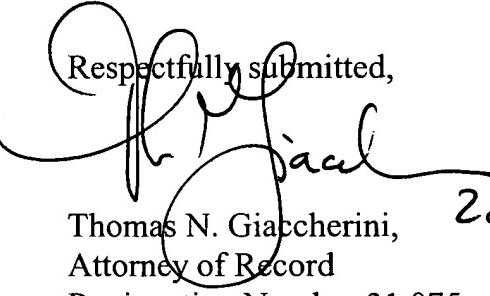
Page Two.

This letter is accompanied by:  
the PTO copy of the PTO "Formalities Letter;"  
two Combined Declarations & Powers of Attorney executed by two Inventors;  
two Assignments executed by two Inventors, together with a two page Recordation  
Form Cover Sheet; and  
a Verified Statement of Small Entity Status.

The Commissioner is hereby authorized to charge the Attorney of Record's Credit Card Account in accordance with the Credit Card Charge Forms which are attached for the following amounts:

Filing Fee	\$ 710
Surcharge	\$ 130
Petition for One Month Extension	\$ 110
Extra Claim Fees- Total Over 20	\$ 1368
Extra Claim Fees- Independent Over 3	\$ 240
Sub-total	\$ 2558
50% Small Entity Discount	\$ 1279
Total Small Entity Fees	\$ 1279
Assignment Recordation Fees	\$ 80
<b>Total Authorized Charge to Credit Card</b>	<b>\$ 1359</b>

Respectfully submitted,

  
Thomas N. Giaccherini,  
Attorney of Record  
Registration Number 31,075

28 Feb 2001.

**Anglin & Giaccherini**  
Post Office Box 1146  
Carmel Valley, California 93924  
831.659.5300

Transmitted to the U.S. Patent Office by First Class Mail  
on 28 February 2001 with a Rule 8 Certificate of Mailing.



# FEE INCREASE NOTICE

MAR 05 2001

Effective OCTOBER 1, 2000, Patent Fees will be adjusted. Please note that although the fee amounts required by the enclosed Notice might reflect the fees due on the date of filing, any fee paid on or after OCTOBER 1, 2000 is subject to the new fee schedule and must be paid in the new amount.

## EXAMPLES OF FEES BEING ADJUSTED See [www.uspto.gov](http://www.uspto.gov) for complete FY-2001 Fee Schedule

DESCRIPTION	FY 2000	FY 2001	— Indicates fees remain at FY 2000 amount
Basic filing fee - Utility	\$690	\$710	
Basic filing fee - Utility (Small Entity)	\$345	\$355	
Independent claims in excess of three	\$78	\$80	
Independent claims in excess of three (Small Entity)	\$39	\$40	
Claims in excess of twenty	\$18	—	
Claims in excess of twenty (Small Entity)	\$9	—	
Multiple dependent claim	\$260	\$270	
Multiple dependent claim (Small Entity)	\$130	\$135	
Surcharge - Late filing fee	\$130	—	
Surcharge - Late filing fee (Small Entity)	\$65	—	
Design filing fee	\$310	\$320	
Design filing fee (Small Entity)	\$155	\$160	
Plant filing fee	\$480	\$490	
Plant filing fee (Small Entity)	\$240	\$245	
Reissue filing fee	\$690	\$710	
Reissue filing fee (Small Entity)	\$345	\$355	
Reissue independent claims	\$78	\$80	
Reissue independent claims (Small Entity)	\$39	\$40	
Reissue claims in excess of twenty	\$18	—	
Reissue claims in excess of twenty (Small Entity)	\$9	—	
Provisional application filing fee	\$150	—	
Provisional application filing fee (Small Entity)	\$75	—	
Surcharge - Late provisional filing fee	\$50	—	
Surcharge - Late provisional filing fee (Small Entity)	\$25	—	
Non-English Specification	\$130	—	
Extension - First month	\$110	—	
Extension - First month (Small Entity)	\$55	—	
Extension - Second month	\$380	\$390	
Extension - Second month (Small Entity)	\$190	\$195	
Extension - Third month	\$870	\$890	
Extension - Third month (Small Entity)	\$435	\$445	
Extension - Fourth month	\$1,360	\$1,390	
Extension - Fourth month (Small Entity)	\$680	\$695	
Extension - Fifth month	\$1,850	\$1,890	
Extension - Fifth month (Small Entity)	\$925	\$945	
Petition	\$130	—	
Processing returned checks	\$50	—	

For further fee information, please call

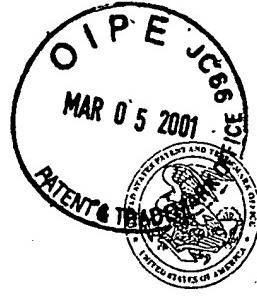
(703-308-HELP)

MP VLT 2000-1-CIP



	lg ent fee	
file fee	710	710
pet 1 mn	110	110
sur	130	130
ind claims over 3	3	80
total over 20	76	18
		1368
subtotal		2558
50% discount		1279
sm ent fee subtotal		1279
assign recordation x 2	2	40
total fee		1359

SFC FOR #  
Page 1 of 2  
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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/688,997	10/16/2000	Thomas Nello Giaccherini	HMD2000-1-CIPA

Anglin & Giaccherini  
Post Office Box 1146  
Carmel Valley, CA 93924

FORMALITIES LETTER



\*OC000000005581778\*

Date Mailed: 11/28/2000

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

***Filing Date Granted***

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
  - Total additional claim fee(s) for this application is \$804.
    - \$684 for 76 total claims over 20.
    - \$120 for 3 independent claims over 3 .
  - The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
  - To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- 
- The balance due by applicant is \$ 1224.

03/09/2001 MHARHOL 00000020 09688997

01 FC:201 355.00 OP  
02 FC:205 65.00 OP  
03 FC:203 684.00 OP  
04 FC:202

*A copy of this notice MUST be returned with the reply.*

Zenelbeck Det.  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE